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## MORRISON & FOERSTER LLP

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To:

NAME:	FACSIMILE:	TELEPHONE:
Commissioner For Patents and Trademarks	(703) 872-9306	(571) 272-0732
USPTO		

FROM: Jill A. Jacobson

**DATE:** July 27, 2004

Number of pages with cover page: 11

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Comments:

Attorney Docket No.: 514012000400

Filing Date: October 9, 2001

Group Art Unit: 1632 Examiner: P. Paras Serial No.: 09/973,473

Inventors: Nahum SONENBERG et al.

Title: NON-HUMAN TRANSGENIC ANIMAL WHOSE GERM CELLS AND SOMATIC CELLS

CONTAIN A KNOCKOUT MUTATION IN DNA ENCODING 4E-BP1

### Papers enclosed:

- 1. Transmittal (1 page)
- 2. Fee Transmittal + duplicate for fee processing (2 pages)
- 3. Response to Office Communication and Preliminary Amendment (6 pages)
- 4. Petition for Extension of Time Under 37 CFR 1.136(a) (1 page)

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### PA-905600

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nder the Paperwork Reduction Act of 1995, no perso	ons are required to res	Application Number	09/973,473		
TRANSMITTAL FORM (to be used for all correspondence after Initial filling)		Filing Date	October 9, 2001		
		First Named Inventor	Nahum SONENBERG		
		Art Unit	1632		
		Examiner Name	P. Paras		
Total Number of Pages in This Submiss	ion 10	Attorney Docket Number	514012000400		
EN	CLOSURES	(Check all that app	(y)		
Fee Transmittal Form + duplicate for fee processing (2 pages)	Orawing(s)		After Allowance communication to Technology Center (TC)		
Fee Attached	Licensing-re	lated Papers	Appeal Communication to Board of Appeals and Interferences		
X Amendment/Reply (6 pages)	Petition		Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)		
After Final	Petition to C Provisional		Proprietary Information		
Affidavits/declaration(s)	Power of Atto	omey, Revocation orrespondence Address	Status Letter		
X Extension of Time Request (1 page)	Terminal Disclaimer		Other Enclosure(s) (please lidentify below):		
Express Abandonment Request	Request for	Refund	Facsimile cover sheet		
Information Disclosure Statement	CD, Number	r of CD(s)			
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Response to Missing Parts/ Incomplete Application	Remarks		!		
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under 37 CFR 1.52 or 1.53		-			
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SIGNAT	URE OF APPLIC	ANT, ATTORNEY, OF	RAGENT		
Firm MORRISON & FOE Jill A. Jacobson - 40		ustomer No. 25226)			
Signature Liu a. Jacob	10.697				
Date July 27, 2004					
I hereby certify that this correspondence 9306, on the date shown below.  Dated: 7/27/64 Signature:	is being transmitted to	o the Patent and Trademark C	Office, via facalmille to (703) 872-		

PTO/SB/17 (10-03)

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Filing Date    Colober 9, 2001	Complete If Known								
Filing Date    Colober 9, 2001	FEE TRANSMITTAL	ľ						3	
TOTAL AMOUNT OF PAYMENT (s) 475.00 Attorney Docket No. 514012000400  METHOD OF PAYMENT (s) 47							October 9, 2001		
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Signaturo In Q. Jacobson Date July 27, 2004	Name (Print/Type) Jill A. Jacobson	(Attor	ney/Agent	) [4]	,,030		1		<del>-</del>
	Signature Lin Q. Jacobson						Date	July 27, 2004	,

PTO/SB/17 (10-03) Approved for use through 7/31/2006. OMB 0651-0032 U.S. Patent and Trodemant Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a vaid OVIB control number. Complete if Known FEE TRANSMITTAL 09/973,473 Application Number October 9, 2001 Filing Date for FY 2004 Nahum SONENBERG First Named Inventor Effective 10/01/2003. Patent fees are aubject to annual revision. P. Paras Examiner Name 1632 Applicant claims small entity status. See 37 CFR 1.27 Art Unit 514012000400 Attorney Docket No. TOTAL AMOUNT OF PAYMENT FEE CALCULATION (continued) METHOD OF PAYMENT (check all that apply) 3 ADDITIONAL FEES Othe x Deposit Account: Large Entity Small Entity Deposit 03-1952 Fee (\$) Fee Code Fee Description (\$) Fee Pald Code Surcharge – late filing fee or oath 1051 130 2051 65 Morrison & Foerster LLP Surcharge - late provisional filing (ce or cover 50 2052 The Director is authorized to: (check all that apply) X Charge fee(s) indicated below X Credit any overpayments 1053 130 1053 130 Non-English specification 1812 2,520 For filing a request for ex parte reexamination 1612 2,520 Charge any additional fee(s) or any underpayment of fee(s) Requesting publication of SIR prior to 920\* 1804 Chargo fee(s) indicated below, except for the filling tea Requesting publication of SIR after to the above-identified deposit account. 1805 1,840 1805 FEE CALCULATION 1251 110 2251 Extension for reply within first month 210 Extension for reply within second month 1. BASIC FILING FEE 1252 420 2252 475,00 1253 950 2253 475 Extension for reply within third month Large Entity Small Entity Fee Doscription Fee Paid 740 Extension for reply within fourth month 1254 1,480 2254 (4) 1001 7:0 2001 385 Utility filing fee 1255 2.010 2255 1.00\$ Extension for repty within fifth month 1002 340 2002 Design films fee 1401 330 2401 Notice of Appeal 170 1003 530 2003 265 Plant filing fee 1402 330 2402 165 Fling a brief in support of an appeal Request for oral hearing 2004 385 Roissue liling fee 1403 290 2403 1004 770 1.510 Petition to Institute a public use proceeding 1005 160 2005 80 Provisional filing fee 1451 1,510 1451 1462 110 2452 55 Petition to revivo - unavaidable SUBTOTAL (1) 00.0 2453 1453 1.330 685 Petition to revive - unintention: 1501 1,330 2501 685 Utility issue fee (or reissuo) 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE 1502 480 2502 Design issue (eq Fee Pald Ctalm Total Claims 41 -41 = 0 9,00 0,00 1503 640 2503 Independent 1460 120 1460 Patitions to the Commissioner 130 10 -10 = ۵ 43.00 0.00 1807 Processing fee under 37 CFR 1.17(q) 1807 50 Multiple Dependent 145.00 0.00 1806 160 Submission of Information Disclosure Strit 1806 190 Large Entity Small Entity Recording each palent assignment per Fee Code Fee (£) (\$) Fee Code Fee Description 8021 40 8021 40 operty (limes number of propertie Filing # submission after final rejection (37 CFR 1.129(a)) Claims in excess of 20 1202 18 2202 9 770 2809 385 1201 86 2201 43 independent claims in excess of 3 For each additional invention to be examined (37CFR 1.129(b)) 770 2810 1203 290 2203 Multiple dependent claim, if not paid 145 Request for Continued Examination (RCE) 1204 88 2204 43 Relacue Independent claims 1801 770 2801 385 over original patent Request for expedited examination 1802 800 1802 900 of a design application 1205 18 Reissua cisims in excess of 20 and over original patent Other fee (specify) 475.00 Reduced by Basic Filing Fee Paid SUBTOTAL (3) (5) SUBTOTAL (2) (5) 0.00 "or number previously paid, if greater, For Reissues, see above (Complete (# applicable)) SUBMITTED BY 40,030 Telephone (650) 813-5876 Name (Print/Type) Jill A. Jacobson

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July 27, 2004

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(703) 872-9306, on the date shown below.

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Docket No.: 514012000400

(PATENT)

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Nahum SONENBERG et al.

Application No.: 09/973,473

Art Unit: 1632

Filed: October 9, 2001

Examiner: P. Paras

For: NON-HUMAN TRANSGENIC ANIMAL WHOSE GERM CELLS AND SOMATIC

CELLS CONTAIN A KNOCKOUT

MUTATION IN DNA ENCODING 4E-BP1

I hereby comify that this correspondence is being transmitted to the Patest and Frademark Office, via facsimile to

### RESPONSE TO OFFICE COMMUNICATION AND PRELIMINARY AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

### INTRODUCTORY COMMENTS

This is in response to the Office Communication mailed on April 13, 2004 (Paper No. 0404), for which a response was due on May 13, 2004. A petition and fee for a three-month extension of time are submitted herewith, extending the deadline for response to August 13, 2004. Accordingly, this response is timely filed.

pa-904605